IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 14TH NOVEMBER 2007 / 23RD KARTHIKA 1929

Bail Appl..No. 6955 of 2007()

CMP.4088/2007 of J.M.F.C.-II,THAMARASSERY
[CRIME NO.29/2006 OF KUNNAMANGALAM
EXCISE RANGE]

.....

: PETITIONER/ACCUSED

KOUSALYA, W/O.SREEDHARAN,
AGED 51 YEARS, MOOTHORANKUNNUMMAL HOUSE,
THAZHEKKODE AMSOM DESOM.

BY ADV. SRI.R.BINDU (SASTHAMANGALAM)
SRI.R.JAYAKRISHNAN

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.6955 of 2007

Dated this the 14th day of November 2007

O R D E R

Application for regular bail. The petitioner, a woman, faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 3 litres of arrack on 13/8/2006. As the detecting party did not consist of any woman official, she was not arrested. She surrendered later on 31/10/2007. She continues in custody from that date. She has no history of any criminal antecedents, submits the learned Public Prosecutor.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner can now be enlarged on bail on the following terms and conditions:

i) She shall execute a bond for Rs.25,000/- (Rupees twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make herself available for interrogation before the investigating officer as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007